

**Yee &  
Associates, P.C.**

4100 Alpha Road  
Suite 1100  
Dallas, Texas 75244

Main No. (972) 385-8777  
Facsimile (972) 385-7766

**RECEIVED  
CENTRAL FAX CENTER  
FEB 17 2005**

## FACSIMILE COVER SHEET

To: Commissioner for Patents for Examiner Suresh Suryawanshi Group Art Unit 2115	Facsimile No. 703-872-9306
From: Rebecca Clayton Paralegal to Duke W. Yee	No. of Pages Including Cover Sheet: 3
Enclosed herewith: <ul style="list-style-type: none"><li>• Transmittal document; and</li><li>• Notice of Appeal.</li></ul>	
Re: Application Serial No. 09/925,584 Attorney Docket No. AUS920010565US1	
Date: Thursday, February 17, 2005	
<b>Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.</b>	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY  
FAXING A CONFIRMATION TO 972-385-7766.**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Austen et al.

Serial No.: 09/925,584

Filed: August 9, 2001

For: Method, System, and Product for  
Booting a Partition Using One of  
Multiple, Different Firmware Images

Group Art Unit: 2115-1

Examiner: Suryawanshi, Suresh

Attorney Docket No.: AUS920010565US1

Certificate of Transmission Under 37 C.F.R. § 1.860

I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (703) 872-9306 on  
February 17, 2005.

By:

Rebecca Clayton

TRANSMITTAL DOCUMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

35525

PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER

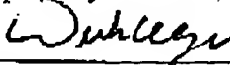
Sir:

ENCLOSED HEREWITH:

- Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0447.

Respectfully submitted,



Duke W. Yee

Registration No. 34,285

YEE &amp; ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANTS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Austen et al.

Serial No.: 09/925,584

Filed: August 9, 2001

For: Method, System, and Product for  
Booting a Partition Using One of  
Multiple, Different Firmware Images

§  
§  
§  
§  
§  
§

Group Art Unit: 2115

Examiner: Suryawanshi, Suresh

Attorney Docket No.: AUS920010565US1

Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (703) 872-9306,  
on February 17, 2005.

By:

Rebecca Clayton

RECEIVED

CENTRAL FAX CENTER

FEB 17 2005

NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated November 17, 2004 finally rejecting claims 1-24.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee

Reg. No. 34,285

YEE &amp; ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANTS